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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 3:11-CR-131-LRH (VPC)
11 JOSE ANTONIO TEJADA-GARCIA,)
12 Defendant.)

13 **PRELIMINARY ORDER OF FORFEITURE**

14 This Court finds that on June 12, 2012, defendant JOSE ANTONIO TEJADA-GARCIA pled
15 guilty to Count Two of a Fourteen-Count Second Superseding Criminal Indictment charging him
16 with Maintaining a Drug Involved Premises, in violation of Title 21, United States Code, Section
17 856(a)(1). Second Superseding Indictment, ECF No. 98; Change of Plea Minutes, ECF No. 123;
18 Plea Memorandum, ECF No. 124.

19 This Court finds defendant JOSE ANTONIO TEJADA-GARCIA agreed to the forfeiture of
20 the property set forth in Forfeiture Allegation of the Second Superseding Criminal Indictment.
21 Second Superseding Indictment, ECF No. 98; Change of Plea Minutes, ECF No. 123; Plea
22 Memorandum, ECF No. 124.

23 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America
24 has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Second
25 Superseding Criminal Indictment and the offense to which defendant JOSE ANTONIO TEJADA-
26 GARCIA pled guilty.

1 The following asset is subject to forfeiture pursuant to Title 21, United States Code, Section
2 853:

3 1. United States Currency in the amount of \$20,649.00 seized on November 17,
4 2011, from the premises located at 1495 Auburn Way, Reno, Nevada, as part
5 of the execution of a federal search warrant for that premises ("property").

6 This Court finds the United States of America is now entitled to, and should, reduce the
7 aforementioned property to the possession of the United States of America.

8 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
9 United States of America should seize the aforementioned property.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
11 JOSE ANTONIO TEJADA-GARCIA in the aforementioned property is forfeited and is vested in
12 the United States of America and shall be safely held by the United States of America until further
13 order of the Court.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
15 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
16 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
17 the time under the applicable statute when a petition contesting the forfeiture must be filed, and
18 state the name and contact information for the government attorney to be served with the petition,
19 pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
21 with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South
22 Virginia Street, 3rd Floor, Reno, NV 89501.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
24 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
25 following address at the time of filing:

26 ...

Greg Addington
Assistant United States Attorney
100 West Liberty Street, Suite 600
Reno, NV 89501

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency following publication of notice of seizure and intent to administratively forfeit the above-described property.

DATED this 28th day of June, 2012

St. Kihl

LARRY R. HICKS
UNITED STATES DISTRICT JUDGE